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January 11, 2008

Hon. Richard J. Holwell
United States District Court
Southern District of New York
500 Pearl Street, Room 1750
New York, NY 10007

Re: Christopher E. Brown v. Pax Ventures, LLC 07 Civ 3273 (RJH)

Dear Judge Holwell:

Plaintiff Christopher Brown brings this action pursuant to Title III of the Americans With Disabilities Act ("ADA") against Defendant Pax Ventures. Plaintiff, a wheelchair-bound tester, claims that the restaurants operated by Defendant did not provide accessible restrooms, in violation of ADA.

Both parties are interested in settling this action. To date, all parties have completed their Rule 26(a)(1) disclosures. Defendants have responded to all of Plaintiff's discovery demands to date, and Defendants have served Plaintiff with discovery demands and notices of deposition. ADA experts from both parties have completed inspection of the Defendant's restaurants for alleged ADA violations. However, the parties cannot move further toward settlement until the ADA experts from both sides complete their reports. Nor can the parties properly conduct depositions until we receive the experts' reports. Therefore, both parties respectfully request that the deadline for completing fact discovery be extended sixty (60) days from January 25, 2008 to March 25, 2008. This extension will give the parties time to review the experts' reports, and to continue with discovery and settlement discussions. This is the parties' first request for an extension.

Both parties have agreed, subject to the Court's approval, to the following case management proposal:

March 14, 2008	All depositions completed
March 28, 2008	All fact discovery completed
April 25, 2008	Rule 26(a)(2) disclosures completed
May 28, 2008	All expert discovery completed
July 15, 2008	All dispositive motions to be filed
August 15, 2008	Parties shall file final pretrial order

Thank you for your consideration in this matter.

Respectfully yours,

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